

Establishing Alienage:

The burden to establish alienage in an immigration proceeding is upon the Government.

When there is a claim of citizenship, however, one born abroad is presumed to be an alien and must go forward with the evidence to establish his claim to United States citizenship.

Matter of Tijerina-Villarreal, 13 I&N Dec 327 (BIA 1969)
citing *Matter of A-M-*, 7 I&N Dec. 332 (BIA 1956)

